IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7858 OF 2005

Sujayeendra Tirtha - Peethadhikari
of Shri Raghavendra Swami Mutt,
Mantralayam, since deceased through
his legal representative
Shri Sushamendra Tirtha ...Petitioner

Versus

Shri Guruji Laxminarayan Holla
since deceased by heirs, and
ors. ...Respondents

Shri P.K.Dhakephalkar, Senior Counsel with Shri.J.S.Reddy for the petitioner.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 16th JANUARY, 2006.

P.C.

1. Heard Shri Dhakephalkar for the petitioner. Perused the impugned order and the decree, which was passed by consent in the year, 1976. In my view, no case is made out for interference under Article 227 of the Constitution of India with the finding of the Executing Court that the decree is barred by limitation and cannot be enforced merely because the same was engrossed in April, 2003. Petition dismissed.

(S.C.DHARMADHIKARI, J)